

Bill Summary
1st Session of the 60th Legislature

Bill No.:	SB 34
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Request No.	679
Author:	Sen. Hicks
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Bill Analysis

SB 34 creates the Access to Lifesaving Medicines Act. The measure prohibits any health insurer or pharmacy benefits manager from imposing an excess cost burden on an insured. An excess cost burden is defined by the measure as any cost imposed at the point of sale to receive a prescription drug or device that exceeds the health insurer's or pharmacy benefits manager's (PBM) net cost after applying a pro rata portion of any discounts, rebates, or concessions. The measure directs each PBM contracting with a health insurer or health benefit plan to offer the health benefit plan the option of extending point-of-sale rebates to enrollees of the plan. The measure requires prescription drug cost-sharing to be the lesser of the maximum allowable cost or claim, the applicable copayment for the prescription medication that would be payable in the absence of this measure, the adjusted out-of-pocket amount, the amount an insured would pay for the drug without a health benefit plan, or the amount the pharmacy will be reimbursed for the prescription medication.

Prepared by: Kalen Taylor